

Application No.: 09/803708

Case No.: 56469US002

Restriction Requirement

Claims 1 to 30 were restricted under 35 USC § 121 as follows:

I. Claims 1 to 20 and 26 to 28 are said to be drawn to a composition, classified in Class 252, subclass 183.11;

II. Claims 21 to 25 and 29 to 30 are said to be drawn to an article and method of making thereof, classified in Class 427, subclass 1+;

Election

The Restriction Requirement (Paper No. 3) in Paragraph 2 states: "In the instant case the product can be used as a very low surface tension component for pesticide formulations".

Applicants do not believe the Examiner has provided any factual basis for this assertion, but in an effort to advance prosecution, Applicants elect Group I without traverse. Applicants reserve the right to request rejoinder of the non-elected claims.

The Examiner further asserts that claims 1 to 30 are generic to a plurality of patentably distinct species and requires Applicants to elect a single disclosed species of:

- (a) fluorinated polyols;
- (b) polyacyl compounds; and
- (c) monofunctional fluorine-containing compounds comprising a functional group that is reactive with the hydroxyl group of said polyol (a) or with the acyl group of the polyacyl compounds (b)
- (d) water solubilizing compounds comprising one or more water solubilizing groups and at least one electrophilic or nucleophilic moiety, and
- (e) polymerizable compounds comprising one or more polymerizable groups and at least one electrophilic or nucleophilic moiety.

Applicants hereby elected the following:

- (a) fluorinated polyols - FBSEE - $C_4F_9SO_2N(C_2H_4OH)_2$,
- (b) polyacyl compounds - ADA - adipic acid, $HOOC(CH_2)_4COOH$,
- (c) monofunctional fluorine-containing compounds - MeFBSE -
 $C_4F_9SO_2N(CH_3)CH_2CH_2OH$
- (d) water solubilizing compounds - CA - citric acid,
 $HOOCCH_2CH(OH)(COOH)CH_2COOH$, and

Application No.: 09/803708

Case No.: 56469US002

(e) polymerizable compounds – Acrylic acid.

Applicants have elected Group I. Continued prosecution of this application is respectfully requested. It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723. The Examiner is invited to contact the undersigned at the indicated telephone number with questions that can be resolved with a simple teleconference.

Respectfully submitted,

Date

8/29/03

By:

Kent S. Kokko, Reg. No.: 33,931

Telephone No.: (651) 733-3597

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833

RECEIVED
CENTRAL FAX CENTER
SEP 02 2003

OFFICIAL